

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
AT&T COMMUNICATIONS OF HAWAII, INC.)
Transmittals No. 02-01 and 02-04.)
_____)

DOCKET NO. 02-0044

DECISION AND ORDER NO. 19418

DIV. OF CONSUMER ADVOCACY
DEPT. OF COMMERCE AND
CONSUMER AFFAIRS
STATE OF HAWAII

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Filed June 19, 2002
At 10:30 o'clock A .M.

Karen Higashi
Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities
Commission, State of Hawaii.

K. Higashi

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
AT&T COMMUNICATIONS OF HAWAII, INC.) Docket No. 02-0044
Transmittals No. 02-01 and 02-04.) Decision and Order No. 19418

DECISION AND ORDER

I.

AT&T COMMUNICATIONS OF HAWAII, INC.'s (AT&T Hawaii) Transmittal No. 02-01, filed on February 6, 2002, took effect upon filing. Transmittal No. 02-04, filed on February 13, 2002: (1) clarified a certain provision of Transmittal No. 02-01; and (2) likewise, took effect upon filing.

The transmittals introduce a new residential customer calling plan known as the Unlimited Plan. Under this Plan:

1. Residential customers who currently subscribe to or select AT&T as their primary interexchange carrier are eligible to enroll in this Plan.
2. For a monthly flat charge of \$19.95, customers will be entitled to "unlimited direct dialed station interstate and intrastate long distance calls to residential telephone lines that are subscribed to AT&T as their Primary Interexchange Carrier."

By Order No. 19222, filed on February 26, 2002, the commission directed AT&T Hawaii to cease any further offering of its Unlimited Plan, pending AT&T Hawaii's submission of cost support data and further commission review. On March 11, 2002, AT&T Hawaii submitted its cost support data.

By its initial position statement, filed on March 20, 2002, the Department of Commerce and Consumer Affairs, Division of Consumer Advocacy (Consumer Advocate), stated its intent to investigate and participate in this proceeding. On March 25 and April 11, 2002, AT&T Hawaii submitted its responses to the Consumer Advocate's information requests.

By its supplemental position statement, filed on April 17, 2002, the Consumer Advocate does not object to the approval of AT&T Hawaii's Unlimited Plan, subject to the condition that AT&T Hawaii "be required to provide data regarding the number of customers on its Unlimited Plan and their minutes of intrastate toll use to AT&T customers for two years after the Commission approves the plan." This data, the Consumer Advocate explains, "can be used to demonstrate that the plan has not resulted in a situation where the price has been set lower than the total service long run incremental cost[.]"

Upon review of the additional data and information submitted subsequent to the issuance of Order No. 19222, the commission will allow both transmittals to take effect anew, effective from the date of this order, and subject to the reporting requirements noted in ordering paragraph 2, below. The commission finds that, under the circumstances, AT&T Hawaii's Unlimited Plan will offer its customers unlimited inter-island toll usage at an attractive, flat rate.

II.

THE COMMISSION ORDERS:

1. Transmittal numbers 02-01 and 02-04, filed on February 6 and 13, 2002, respectively, is allowed to take effect, upon the filing of the instant decision and order. Order No. 19222, filed on February 26, 2002, to the extent it ceased any further offering of the Unlimited Plan, is hereby rescinded.

2. No later than 30 days prior to the expiration of each of the one-year periods, AT&T Communications of Hawaii, Inc. shall submit a report of aggregate inter-island toll minutes of use data for its Unlimited Plan customers, on a month-by-month basis. The report must show, for each month: (A) the total minutes of use for all of its customers that subscribe to the Unlimited Plan; (B) the number of customers; and (C) the average monthly minutes of use per customer. Two copies of this report shall be served upon the Division of Consumer Advocacy.

3. AT&T Communications of Hawaii, Inc. shall promptly file its revised tariff sheets, incorporating the appropriate issued and effective dates.

DONE at Honolulu, Hawaii this 19th day of June, 2002.

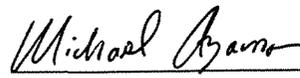
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Dennis R. Yamada, Chairman

By (EXCUSED)
Wayne H. Kimura, Commissioner

By 
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:


Michael Azama
Commission Counsel

02-0044.sl

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 19418 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
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Catherine Sakato

DATED: June 19, 2002